



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/627,186

07/25/2003

William C. Alexander

BAES:027US

4336

32425

7590

08/04/2006

FULBRIGHT & JAWORSKI L.L.P.
600 CONGRESS AVE.
SUITE 2400
AUSTIN, TX 78701

EXAMINER

WACHSMAN, HAL D

ART UNIT

PAPER NUMBER

2857

DATE MAILED: 08/04/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
---------------------------------	-------------	---	---------------------

10/627,186

EXAMINER

ART UNIT	PAPER
----------	-------


20060729

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Please see attached sheet.


Hal D Wachsman
Primary Examiner
Art Unit: 2857

1. The reply filed on 5-24-06 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

a) With respect to the 35 U.S.C. 101 rejection of claims 9-16 cited in the prior Office Action, the reply filed 5-24-06 on page 7 states "Claims 9-16 have been amended to replace the phrase "computer readable medium" with "data storage device" in order to expedite prosecution. Non-limiting examples of data storage devices are listed on page 10 of the specification. Accordingly, the subject matter rejection of these claims is overcome". However, review of claims 9-16 shows that the amendment described above was not made (i.e. these claims still refer to a "computer readable medium") and no arguments were presented with respect to why these claims are statutory under 35 U.S.C. 101 (if that is the belief of the Applicant) as the claims currently stand. Appropriate correction is required.

b) Paragraph 1 of the prior Office action stated "The Abstract states in the last line that "Other embodiments are disclosed" which is vague with respect to what type of other embodiments are being referred to here. Appropriate correction is required." However, no amendments were made to the Abstract and there are no comments with respect to this objection in the Remarks section of the reply filed 5-24-06. Appropriate correction is required.

2. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to


Art Unit: 2857

avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hal D. Wachsman whose telephone number is 571-272-2225. The examiner can normally be reached on Monday to Friday 7:00 A.M. to 4:30 P.M..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Marc Hoff can be reached on 571-272-2216. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.


Hal D Wachsman
Primary Examiner
Art Unit 2857

HW
July 29, 2006